TYPE I-FOIA

U.S. District Court District of Columbia (Washington, DC) CIVIL DOCKET FOR CASE #: 1:17-cv-02665-ABJ

WILDEARTH GUARDIANS v. BUREAU OF LAND

MANAGEMENT

Assigned to: Judge Amy Berman Jackson Cause: 05:552 Freedom of Information Act

Date Filed: 12/13/2017 Jury Demand: None

Nature of Suit: 895 Freedom of

Information Act

Jurisdiction: U.S. Government Defendant

Plaintiff

WILDEARTH GUARDIANS

represented by Kelly E. Nokes

WEŠTERN ENVIRONMENTAL LAW

CENTER

208 Paseo del Pueblo Sur

No. 602

Taos, NM 87571 (575) 613–8051

Email: nokes@westernlaw.org

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Stuart Wilcox

STUART WILCOX LLC 2340 Dayton Street Aurora, CO 80010 (720) 331–0385

Email: stuart.wilcox5@gmail.com

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

V.

Defendant

BUREAU OF LAND MANAGEMENT

represented by Christopher Charles Hair

U.S. ATTORNEY'S OFFICE FOR THE DISTRICT OF COLUMBIA 555 Fourth Street, NW Washington, DC 20530 (202) 252–2541

Fax: (202) 252–2599

Email: christopher.hair@usdoj.gov

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Damon William Taaffe

U.S. ATTORNEY'S OFFICE FOR THE DISTRICT OF COLUMBIA 555 Fourth Street, NW Washington, DC 20530 (202) 252–2544 Fax: (202) 252–2599

Email: damon.taaffe@usdoj.gov TERMINATED: 02/15/2019

Patricia K. McBride

U.S. ATTORNEY'S OFFICE FOR THE DISTRICT OF COLUMBIA 555 Fourth Street, NW Washington, DC 20530 (202) 252–7123

Case: 1:17-cv-02665-ABJ As of: 09/02/2019 05:20 AM EDT 2 of 5

Fax: (202) 252–2599 Email: patricia.mcbride@usdoj.gov TERMINATED: 06/13/2018

| Date Filed | # | Docket Text |
|------------|-----------|--|
| 12/13/2017 | <u>1</u> | COMPLAINT against BUREAU OF LAND MANAGEMENT (Filing fee \$ 400 receipt number 0090–5246495) filed by WILDEARTH GUARDIANS. (Attachments: # 1 Civil Cover Sheet Civil Cover Sheet, # 2 Summons Attorney General Summons, # 3 Summons U.S. Attorney Civil Process Clerk Summons, # 4 Summons Bureau of Land Management Summons)(Wilcox, Stuart) (Entered: 12/13/2017) |
| 12/13/2017 | 2 | Corporate Disclosure Statement by WILDEARTH GUARDIANS. (Wilcox, Stuart) (Entered: 12/13/2017) |
| 12/13/2017 | | Case Assigned to Judge Amy Berman Jackson. (jd) (Entered: 12/15/2017) |
| 12/15/2017 | <u>3</u> | SUMMONS (3) Issued Electronically as to BUREAU OF LAND MANAGEMENT, U.S. Attorney and U.S. Attorney General (Attachment: # 1 Notice and Consent)(jd) (Entered: 12/15/2017) |
| 01/05/2018 | <u>4</u> | NOTICE of Appearance by Damon William Taaffe on behalf of BUREAU OF LAND MANAGEMENT (Taaffe, Damon) (Entered: 01/05/2018) |
| 01/17/2018 | <u>5</u> | RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 12/26/2017. Answer due for ALL FEDERAL DEFENDANTS by 1/25/2018. (Wilcox, Stuart) (Entered: 01/17/2018) |
| 01/22/2018 | <u>6</u> | MOTION for Extension of Time to File Answer re <u>1</u> Complaint, by BUREAU OF LAND MANAGEMENT (Taaffe, Damon) (Entered: 01/22/2018) |
| 01/22/2018 | | MINUTE ORDER granting <u>6</u> Motion for Extension of Time to Answer. Defendant must file a responsive pleading by February 8, 2018. SO ORDERED. Signed by Judge Amy Berman Jackson on 1/22/2018. (lcabj2) (Entered: 01/22/2018) |
| 02/08/2018 | 7 | ANSWER to <u>1</u> Complaint, by BUREAU OF LAND MANAGEMENT.(Taaffe, Damon) (Entered: 02/08/2018) |
| 02/09/2018 | <u>8</u> | ORDER. Defendant shall file a dispositive motion or, in the alternative, a report setting forth the schedule for the completion of its production of documents to plaintiff, on or before March 9, 2018. See Order for details. SO ORDERED. Signed by Judge Amy Berman Jackson on 2/9/2018. (lcabj2) (Entered: 02/09/2018) |
| 03/12/2018 | 9 | NOTICE of Appearance by Patricia K. McBride on behalf of BUREAU OF LAND MANAGEMENT (McBride, Patricia) (Entered: 03/12/2018) |
| 03/13/2018 | <u>10</u> | Unopposed MOTION for Leave to File <i>Late File Defendant's Status Report</i> by BUREAU OF LAND MANAGEMENT (Attachments: # 1 Defendant's Status Report, # 2 Text of Proposed Order)(McBride, Patricia) (Entered: 03/13/2018) |
| 03/14/2018 | | MINUTE ORDER granting 10 Motion for Leave to File. The Clerk of Court is directed to file [10–1] defendant's status report on the docket. Defendant must complete its search by March 16, and it must complete its initial production of documents by March 30, 2018. The parties must file a joint status report by April 13, 2018. SO ORDERED. Signed by Judge Amy Berman Jackson on 3/14/2018. (lcabj2) (Entered: 03/14/2018) |
| 03/14/2018 | <u>11</u> | STATUS REPORT by BUREAU OF LAND MANAGEMENT. (jf) (Entered: 03/19/2018) |
| 04/13/2018 | <u>12</u> | STATUS REPORT by BUREAU OF LAND MANAGEMENT. (McBride, Patricia) (Entered: 04/13/2018) |
| 04/16/2018 | <u>13</u> | NOTICE of Appearance by Kelly E. Nokes on behalf of WILDEARTH GUARDIANS (Nokes, Kelly) (Main Document 13 replaced on 4/17/2018) (jf). (Entered: 04/16/2018) |

Case: 1:17-cv-02665-ABJ As of: 09/02/2019 05:20 AM EDT 3 of 5

| anticipates it can process per month. SO ORDERED. Signed by Judge Amy Berms Jackson on 4/17/2018. (dept)2 (Entered: 04/17/2018) 04/18/2018 Set/Reset Deadlines: Defendant's notice to the Court regarding number of pages it process per month due by 5/17/2018. (tb) (Entered: 04/18/2018) 05/04/2018 MINUTE ORDER. A Status Conference in this case is been scheduled for 5/10/20 at 11:00 AM (EDT) in Courtroom 3 before Judge Amy Berman Jackson. Counsed it Plaintiff will be allowed to appear by telephone and will be advised by email of the dial in number and procedures by the Court's Deputy Clerk. SO ORDERED. By Judya Deman Jackson on 5/4/2018. (th) (Entered: 05/04/2018) 05/10/2018 Minute Entry for proceeding held before Judge Amy Berman Jackson: Status Conference held on 5/10/2018. (th) (Entered: 05/04/2018) 05/10/2018 MINUTE ORDER. Plaintiff must inform the Court by May 17, 2018 whether it has narrowed its Freedom of Information Act request given the volume of documents involved, and whether it has been informed, after conferring with the defense, that action has reduced the number of responsive pages. SO ORDERED. Signed by Judya Berman Jackson on 5/10/2018. (lcabj2) (Entered: 05/10/2018) 05/17/2018 12 STATUS REPORT by WILDEARTH GUARDIANS. (Wilcox, Stuart) (Entered: 05/18/2018) 06/18/2018 MINUTE ORDER. Defendant must continue to process a minimum of 1,000 pages month, but it must make its best effort to process more pages each month if possibl Defendant must file a status report on June 18, 2018. SO ORDERED. Signed by Judya Defendant must file a status report on June 18, 2018. SO ORDERED. Signed by Judya Defendant must file a status report on June 18, 2018. SO ORDERED. Signed by Judya Defendant must file another status report by July 2 0, 2018. SO ORDERED. Signed by Judya Defendant must file another status report by July 2 0, 2018. ORDERED. Signed by Judya Defendant must file another status report by August 20, 2018. ORDERED. Signed by Judya Defendant must file another status report by September 20, 20 ORDERE | | | |
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| process per month due by 5/1/2018. (tb) (Entered: 04/18/2018) 04/27/2018 14 NOTICE by BUREAU OF LAND MANAGEMENT (McBride, Patricia) (Entered 04/27/2018) MINUTE ORDER. A Status Conference in this case is been scheduled for 5/10/20 at 11:00 AM (EDT) in Courtroom 3 before Judge Amy Berman Jackson. Counsel I Plaintiff will be allowed to appear by telephone and will be advised by email of the dial in number and procedures by the Court's Deputy Clerk. SO ORDERED. By Ju Amy Berman Jackson on 5/4/2018. (th) (Entered: 05/04/2018) 05/10/2018 Minute Entry for proceeding held before Judge Amy Berman Jackson: Status Conference held on 5/10/2018. (Status Report from the parties is due by 5/17/2018. (Cour Reporter: Janice Dickman) (tih) (Entered: 05/10/2018) 05/10/2018 MINUTE ORDER. Plaintiff must inform the Court by May 17, 2018 whether it ha narrowed its Freedom of Information Act request given the volume of documents involved, and whether it has been informed, after conferring with the defense, that action has reduced the number of responsive pages. SO ORDERED. Signed by Ju Amy Berman Jackson on 5/10/2018. (Cabj2) (Entered: 05/10/2018) 05/17/2018 5 STATUS REPORT by WILDEARTH GUARDIANS. (Wilcox, Stuart) (Entered: 05/17/2018) MINUTE ORDER. Defendant must continue to process a minimum of 1,000 pages month, but it must make its best effort to process more pages each month if possible Defendant must file a status report on June 18, 2018. SO ORDERED. Signed by Ju Amy Berman Jackson on 5/18/2018. (Cabj2) (Entered: 05/18/2018) 06/13/2018 16 NOTICE OF WITHDRAWAL OF APPEARANCE as to BUREAU OF LAND MANAGEMENT. Attorney Patricia K. McBride terminated. (McBride, Patricia) (Entered: 06/18/2018) 06/19/2018 17 STATUS REPORT by BUREAU OF LAND MANAGEMENT. (Taaffe, Damon) (Entered: 06/18/2018) 06/19/2018 18 STATUS REPORT by BUREAU OF LAND MANAGEMENT. (Taaffe, Damon) (Entered: 06/18/2018) 07/19/2018 19 STATUS REPORT by BUREAU OF LAND MANAGEMENT. (Taaffe, Damon) (Entered: 08/20/2018) 08/20/2018 19 STATUS REPORT by BUREAU OF | 04/17/2018 | | party's proposal, defendant must inform the Court by May 1, 2018 how many pages it anticipates it can process per month. SO ORDERED. Signed by Judge Amy Berman |
| 05/04/2018 MINUTE ORDER. A Status Conference in this case is been scheduled for 5/10/20 at 11:00 AM (EDT) in Courtroom 3 before Judge Amy Berman Jackson. Counsel I Plaintiff will be allowed to appear by telephone and will be advised by email of the dial in number and procedures by the Court's Deputy Clerk. SO ORDERED. By Judy Berman Jackson on 5/4/2018. (jth) (Eintered: 05/04/2018) Minute Entry for proceeding held before Judge Amy Berman Jackson: Status Conference held on 5/10/2018. Status Report from the parties is due by 5/17/2018. (Court Reporter: Janice Dickman) (jth) (Entered: 05/10/2018) MINUTE ORDER. Plaintiff must inform the Court by May 17, 2018 whether it has been informed, after conferring with the defense, that action has reduced the number of responsive pages. SO ORDERED. Signed by Judy Amy Berman Jackson on 5/10/2018. (Jeabj2) (Entered: 05/10/2018) MINUTE ORDER. Defendant must continue to process a minimum of 1,000 page month, but it must make its best effort to process more pages each month if possible Defendant must file a status report on June 18, 2018. SO ORDERED. Signed by Judy Amy Berman Jackson on 5/18/2018. (Jeabj2) (Entered: 05/18/2018) MOTICE OF WITHDRAWAL OF APPEARANCE as to BUREAU OF LAND MANAGEMENT. Attorney Patricia K. McBride terminated. (McBride, Patricia) (Entered: 06/18/2018) MINUTE ORDER. Defendant must file another status report by July 20, 2018. SO ORDERED. Signed by Judge Amy Berman Jackson on 6/19/2018. (Jeabj2) (Entered: 05/18/2018) MINUTE ORDER. Defendant must file another status report by July 20, 2018. SO ORDERED. Signed by Judge Amy Berman Jackson on 6/19/2018. (Jeabj2) (Entered: 06/18/2018) MINUTE ORDER. Defendant must file another status report by August 20, 2018. ORDERED. Signed by Judge Amy Berman Jackson on 7/23/2018. (Jeabj2) (Entered: 08/20/2018) MINUTE ORDER. Defendant must file another status report by September 20, 20: SO ORDERED. Signed by Judge Amy Berman Jackson on 7/23/2018. (Jeabj2) (Entered: 08/20/2018) MINUTE ORDER. Defendant must | 04/18/2018 | | Set/Reset Deadlines: Defendant's notice to the Court regarding number of pages it can process per month due by 5/1/2018. (tb) (Entered: 04/18/2018) |
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| (Entered: 06/18/2018) 06/19/2018 | 06/13/2018 | <u>16</u> | MANAGEMENT. Attorney Patricia K. McBride terminated. (McBride, Patricia) |
| ORDERED. Signed by Judge Amy Berman Jackson on 6/19/2018. (lcabj2) (Entered 06/19/2018) 18 STATUS REPORT by BUREAU OF LAND MANAGEMENT. (Taaffe, Damon) (Entered: 07/19/2018) MINUTE ORDER. Defendant must file another status report by August 20, 2018. ORDERED. Signed by Judge Amy Berman Jackson on 7/23/2018. (lcabj2) (Entered 07/23/2018) 19 STATUS REPORT by BUREAU OF LAND MANAGEMENT. (Taaffe, Damon) (Entered: 08/20/2018) MINUTE ORDER. Defendant must file another status report by September 20, 20: SO ORDERED. Signed by Judge Amy Berman Jackson on 8/21/2018. (lcabj2) (Entered: 08/21/2018) 09/18/2018 20 NOTICE of Change of Address by Kelly E. Nokes (Nokes, Kelly) (Entered: 09/18/2018) 09/20/2018 21 STATUS REPORT by BUREAU OF LAND MANAGEMENT. (Taaffe, Damon) (Entered: 09/20/2018) MINUTE ORDER. Defendant must file another status report by October 22, 2018. | 06/18/2018 | <u>17</u> | |
| (Entered: 07/19/2018) MINUTE ORDER. Defendant must file another status report by August 20, 2018. ORDERED. Signed by Judge Amy Berman Jackson on 7/23/2018. (Icabj2) (Entered 07/23/2018) 19 STATUS REPORT by BUREAU OF LAND MANAGEMENT. (Taaffe, Damon) (Entered: 08/20/2018) MINUTE ORDER. Defendant must file another status report by September 20, 20/2000 SO ORDERED. Signed by Judge Amy Berman Jackson on 8/21/2018. (Icabj2) (Entered: 08/21/2018) 09/18/2018 20 NOTICE of Change of Address by Kelly E. Nokes (Nokes, Kelly) (Entered: 09/18/2018) 09/20/2018 21 STATUS REPORT by BUREAU OF LAND MANAGEMENT. (Taaffe, Damon) (Entered: 09/20/2018) MINUTE ORDER. Defendant must file another status report by October 22, 2018. | 06/19/2018 | | MINUTE ORDER. Defendant must file another status report by July 20, 2018. SO ORDERED. Signed by Judge Amy Berman Jackson on 6/19/2018. (lcabj2) (Entered: 06/19/2018) |
| ORDERED. Signed by Judge Amy Berman Jackson on 7/23/2018. (Icabj2) (Entered 07/23/2018) 19 STATUS REPORT by BUREAU OF LAND MANAGEMENT. (Taaffe, Damon) (Entered: 08/20/2018) MINUTE ORDER. Defendant must file another status report by September 20, 202 SO ORDERED. Signed by Judge Amy Berman Jackson on 8/21/2018. (Icabj2) (Entered: 08/21/2018) 09/18/2018 20 NOTICE of Change of Address by Kelly E. Nokes (Nokes, Kelly) (Entered: 09/18/2018) 09/20/2018 21 STATUS REPORT by BUREAU OF LAND MANAGEMENT. (Taaffe, Damon) (Entered: 09/20/2018) MINUTE ORDER. Defendant must file another status report by October 22, 2018. | 07/19/2018 | <u>18</u> | |
| (Entered: 08/20/2018) 08/21/2018 MINUTE ORDER. Defendant must file another status report by September 20, 202 SO ORDERED. Signed by Judge Amy Berman Jackson on 8/21/2018. (lcabj2) (Entered: 08/21/2018) 09/18/2018 20 NOTICE of Change of Address by Kelly E. Nokes (Nokes, Kelly) (Entered: 09/18/2018) 09/20/2018 21 STATUS REPORT by BUREAU OF LAND MANAGEMENT. (Taaffe, Damon) (Entered: 09/20/2018) 09/20/2018 MINUTE ORDER. Defendant must file another status report by October 22, 2018. | 07/23/2018 | | MINUTE ORDER. Defendant must file another status report by August 20, 2018. SO ORDERED. Signed by Judge Amy Berman Jackson on 7/23/2018. (lcabj2) (Entered: 07/23/2018) |
| SO ORDERED. Signed by Judge Amy Berman Jackson on 8/21/2018. (lcabj2) (Entered: 08/21/2018) NOTICE of Change of Address by Kelly E. Nokes (Nokes, Kelly) (Entered: 09/18/2018) STATUS REPORT by BUREAU OF LAND MANAGEMENT. (Taaffe, Damon) (Entered: 09/20/2018) MINUTE ORDER. Defendant must file another status report by October 22, 2018. | 08/20/2018 | <u>19</u> | |
| 09/18/2018) 09/20/2018 21 STATUS REPORT by BUREAU OF LAND MANAGEMENT. (Taaffe, Damon) (Entered: 09/20/2018) 09/20/2018 MINUTE ORDER. Defendant must file another status report by October 22, 2018. | 08/21/2018 | | MINUTE ORDER. Defendant must file another status report by September 20, 2018. SO ORDERED. Signed by Judge Amy Berman Jackson on 8/21/2018. (lcabj2) (Entered: 08/21/2018) |
| (Entered: 09/20/2018) 09/20/2018 MINUTE ORDER. Defendant must file another status report by October 22, 2018. | 09/18/2018 | <u>20</u> | |
| | 09/20/2018 | <u>21</u> | |
| 09/20/2018) | 09/20/2018 | | MINUTE ORDER. Defendant must file another status report by October 22, 2018. SO ORDERED. Signed by Judge Amy Berman Jackson on 9/20/2018. (lcabj2) (Entered: 09/20/2018) |

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| 10/22/2018 | <u>22</u> | STATUS REPORT by BUREAU OF LAND MANAGEMENT. (Taaffe, Damon) (Entered: 10/22/2018) |
| 10/22/2018 | | MINUTE ORDER. Defendant must file another status report by November 21, 2018. SO ORDERED. Signed by Judge Amy Berman Jackson on 10/22/2018. (lcabj2) (Entered: 10/22/2018) |
| 11/20/2018 | <u>23</u> | STATUS REPORT by BUREAU OF LAND MANAGEMENT. (Taaffe, Damon) (Entered: 11/20/2018) |
| 11/21/2018 | | MINUTE ORDER. Defendant must file another status report by December 20, 2018. SO ORDERED. Signed by Judge Amy Berman Jackson on 11/21/2018. (lcabj2) (Entered: 11/21/2018) |
| 12/18/2018 | <u>24</u> | STATUS REPORT by BUREAU OF LAND MANAGEMENT. (Taaffe, Damon) (Entered: 12/18/2018) |
| 12/18/2018 | | MINUTE ORDER. Defendant must file another status report by January 22, 2019. SO ORDERED. Signed by Judge Amy Berman Jackson on 12/18/2018. (lcabj2) (Entered: 12/18/2018) |
| 01/30/2019 | <u>25</u> | STATUS REPORT by BUREAU OF LAND MANAGEMENT. (Taaffe, Damon) (Entered: 01/30/2019) |
| 01/31/2019 | | MINUTE ORDER. Defendant must file another status report by February 28, 2019. SO ORDERED. Signed by Judge Amy Berman Jackson on 1/31/2019. (lcabj2) (Entered: 01/31/2019) |
| 02/15/2019 | <u>26</u> | NOTICE OF SUBSTITUTION OF COUNSEL by Christopher Charles Hair on behalf of All Defendants (Hair, Christopher) (Entered: 02/15/2019) |
| 02/28/2019 | <u>27</u> | STATUS REPORT by BUREAU OF LAND MANAGEMENT. (Hair, Christopher) (Entered: 02/28/2019) |
| 03/01/2019 | | MINUTE ORDER. Defendant must file another status report by March 28, 2019. SO ORDERED. Signed by Judge Amy Berman Jackson on 3/1/2019. (lcabj2) (Entered: 03/01/2019) |
| 03/28/2019 | <u>28</u> | STATUS REPORT by BUREAU OF LAND MANAGEMENT. (Hair, Christopher) (Entered: 03/28/2019) |
| 04/02/2019 | | MINUTE ORDER. Defendant must file another status report by April 30, 2019. SO ORDERED. Signed by Judge Amy Berman Jackson on 4/2/2019. (lcabj2) (Entered: 04/02/2019) |
| 04/08/2019 | <u>29</u> | NOTICE of Change of Address by Stuart Wilcox (Wilcox, Stuart) (Entered: 04/08/2019) |
| 04/30/2019 | <u>30</u> | STATUS REPORT by BUREAU OF LAND MANAGEMENT. (Hair, Christopher) (Entered: 04/30/2019) |
| 05/01/2019 | | MINUTE ORDER. Defendant must file another status report by May 31, 2019. SO ORDERED. Signed by Judge Amy Berman Jackson on 5/1/2019. (lcabj2) (Entered: 05/01/2019) |
| 05/31/2019 | <u>31</u> | STATUS REPORT by BUREAU OF LAND MANAGEMENT. (Hair, Christopher) (Entered: 05/31/2019) |
| 06/04/2019 | | MINUTE ORDER. Defendant must file another status report by June 28, 2019. SO ORDERED. Signed by Judge Amy Berman Jackson on 6/4/2019. (lcabj2) (Entered: 06/04/2019) |
| 06/04/2019 | | Set/Reset Deadlines: Defendant's Status Report due by 6/28/2019. (tg) (Entered: 06/04/2019) |
| 06/28/2019 | <u>32</u> | STATUS REPORT by BUREAU OF LAND MANAGEMENT. (Hair, Christopher) (Entered: 06/28/2019) |
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| | | 07/08/2019) |
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| 07/31/2019 | <u>33</u> | STATUS REPORT by BUREAU OF LAND MANAGEMENT. (Hair, Christopher) (Entered: 07/31/2019) |
| 08/02/2019 | | MINUTE ORDER. Defendant must file another status report by August 30, 2019. SO ORDERED. Signed by Judge Amy Berman Jackson on 8/2/2019. (lcabj2) (Entered: 08/02/2019) |
| 08/30/2019 | <u>34</u> | STATUS REPORT by BUREAU OF LAND MANAGEMENT. (Hair, Christopher) (Entered: 08/30/2019) |